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January 7, 2022

Elisa W. v. The City of New York, et al.,
No. 15-CV-5273 (KMW) (SLC)

Dear Judge Wood:

On behalf of all parties in the above-referenced action, and in accordance with Your Honor's Memo Endorsement, dated September 15, 2021, I write to inform the Court that the Second Circuit has granted Named Plaintiff Children's petition pursuant to Rule 23(f) of the Federal Rules of Civil Procedure seeking leave to file an appeal from this Court's Opinion and Order denying class certification (ECF No. 545). The Named Plaintiff Children request that further proceedings before this Court continue to be stayed pending the resolution of Named Plaintiff Children's appeal. City Defendant has informed the Named Plaintiff Children that they consent to the request for a stay, and State Defendant takes no position on the request for a stay.

The parties are available at the Court's convenience should Your Honor have any questions or requests regarding the above-referenced action.

Sincerely,



Justin C. Clarke

The Honorable Kimba M. Wood
United States District Judge
Daniel Patrick Moynihan
United States Courthouse
500 Pearl Street
New York, NY, 10007

BY ECF

Copies to: All counsel

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